IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

TUESDAY, THE SEVENTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

and
HON'BLE SRI JUSTICE C.V.RAMULU

WRIT APPEAL NO : 1222 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 22/01/2004 in WP NO : 22954 OF 2003 on the file of the High Court.)

Between:

Smt. M. Naga Venkata Lakshmi W/o M. Narasimha Rao,
R/o D. No. 23-67/6, Radha Krishna Nagar, Malkagiri, Hyderabad-47

..... APPELLANT

AND

1. Visakhapatnam Municipal Corporation, rep by

Commissioner, Municipal
Corporation Office, Visakhapatnam
2 The Visakhapatnam Urban Development Authority,
rep by Vice Chairman, Vuda Building, Siripuram
Junction, Visakhapatnam

.....RESPONDENTS

Counsel for the Appellant : SMT.N.(P).ANJANA DEVI.

Counsel for the Respondent No.1 : MR.T.S.VENKATA RAMANA.

Counsel for the Respondent No.2: Smt. Sumalini Reddy.

The Court made the following :

ORAL JUDGMENT:

(Per Hon'ble The Chief Justice)

…..

1. Petitioner - appellant purchased land in unapproved layout. Layout plan was ultimately approved and that the area purchased by the petitioner –

appellant was not shown in the new layout. Thereafter petitioner submitted representation to the respondents for regularization of her plot and for grant of permission for construction of building. Her representation was not considered. Therefore, writ petition was filed. Learned single Judge dismissed the writ petition on the ground that no direction in such like petition can be issued to the respondents which will have the effect of modifying the layout plan and allowing the writ petition would amount to permitting the respondents to convert the open space, which is not permissible.

2. There is hardly any case made out for interfering with the order of the learned single Judge.

Accordingly writ appeal is dismissed. No costs.

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DEVINDER GUPTA. C.J.,

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C.V. RAMULU. J.,

Dated: 17.08.2004.

VRK.

To

1. The Commissioner,Visakhapatnam Municipal Corporation, Municipal Corporation Office, Visakhapatnam.

2. The Visakhapatnam Urban Development Authority, rep by Vice Chairman, Vuda Building, Siripuram Junction, Visakhapatnam.

3. Two CD copies.

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE C.V. RAMULU.

W.A.NO. 1222 OF 2004.

(Judgment of the Bench delivered by

Hon'ble The Chief Justice)

Dt: 17.08.2004.